

SENATE BILL 1240

By Kilby

AN ACT to amend Tennessee Code Annotated, Section 50-1-103 and Title 67, Chapter 4, Part 7, relative to employment.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-706, is amended by adding the following language as a new subsection (c):

(c)(1) At the time of registration the applicant shall be required to truthfully answer the following question under penalty of perjury:

Has the applicant ever been assessed a civil or criminal penalty under federal law for employing or recruiting or referring for a fee for employment, an unauthorized alien?

If so, please insert, in the box provided, the number of times the applicant has been so assessed.

(2) As used in this subsection (c), "unauthorized alien" means, with respect to the employment of an alien at a particular time, that the alien is not at that time either an alien lawfully admitted for permanent residence in the United States or authorized to be so employed pursuant to federal law.

SECTION 2. Tennessee Code Annotated, Section 67-4-703, is amended by adding the following language as a new subsection (c):

(c) In addition to any other powers and duties otherwise conferred upon the commissioner herein, the commissioner has the authority to order the county clerk, in the case of a county, and the proper city tax collector, in the case of a municipality, to refuse to issue or renew a license, or may suspend or revoke any license issued pursuant to this part if the applicant has been assessed a civil or criminal penalty under

federal law for employing an unauthorized alien or for failing to truthfully answer the question required to be answered by the applicant pursuant to § 67-4-706.

SECTION 3. Tennessee Code Annotated, Section 50-1-103, is amended by deleting the language "Class B misdemeanor" and by substituting instead the language "Class B misdemeanor with a fine of up to ten thousand dollars (\$10,000). Each violation of this section shall be considered a separate offense."

SECTION 4. This act shall take effect July 1, 2007, the public welfare requiring it.